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S/N 10/661,912

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	GARDNER JR., ET AL.	Examiner:	LEVY
Serial No.:	10/661,912	Group Art Unit:	1615
Filed:	SEPTEMBER 12, 2003	Docket No.:	163.1324US11
Title:	WATER-BASED PEST BAIT COMPOSITIONS HAVING WATER-SENSITIVE INSECTICIDES AND METHODS OF MAKING AND USE THEREOF		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on March 8, 2007.

By:   
Name: Jo Ann Mattson

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This is in response to the Office Action mailed on January 12, 2007.

The Office Action mailed on January 12, 2007 is in the form of a Restriction Requirement. The applicants hereby elect Group I, claims 1-30 and 41-46, for examination. The election is made with traverse. The traversal is on the grounds that sufficient reasons and/or examples to justify a Restriction Requirement have not been provided. Accordingly, withdrawal of the Restriction Requirement and examination of all the claims is requested.

The Office Action includes an election of species requirement. In particular, the Office Action requires an election of stabilizer, an election of stimulant or attractant, and an election of metal. In order to comply with the election of species requirement, the applicants hereby elect boric acid as the species of stabilizer, protein as the species of stimulant or attractant, and

magnesium as the species of metal. Claims reading on the elected species appear to include claims 1-30 and 41-46.

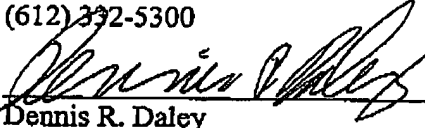
It is understood that the Examiner will begin the search with the elected species. Once the elected species are found to be patentable, it is understood that the Examiner will extend the search to the remaining species.

It is believed that this application is in condition for examination. Early notice to this effect is earnestly solicited.

Respectfully submitted,

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Date: March 8, 2007

  
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